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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE FACEBOOK BIOMETRIC
INFORMATION PRIVACY LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

Case No.: 3:15-CV-03747-JD

**[PROPOSED] ORDER GRANTING
DEFENDANT FACEBOOK, INC'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PURSUANT TO CIVIL
L.R. 7-11 AND 7-95**

Re: Dkt. No. 95

Having considered Defendant Facebook, Inc.'s Administrative Motion to File Under Seal Pursuant to Civil L.R. 7-11 and 7-95 and the Declaration of John Nadolenco submitted in support of that motion, IT IS HEREBY ORDERED THAT:

Compelling reasons exist to file the following documents under seal because they constitute trade secret information for the below-listed reasons, *see Kamakana v. City & Cty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006) (compelling reasons exist when "court files might have become a vehicle for improper purposes," including the release of trade secrets).

The following documents shall be filed under seal:

Document	Portions to be Sealed	Reasons for Sealing
Declaration of Joachim de Lombaert	Paragraphs 5-30	Contains proprietary source code and other trade secret information relating to storage and retention of business records. <i>See</i> Declaration of Joachim De Lombaert in Support of Defendant Facebook, Inc.'s Pre-Hearing Brief ¶ 31.
Exhibit A to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document As ordered in Dkt. No. 155	Designated "Confidential" by plaintiffs <i>See</i> Dkt. Nos. 97, 155
Exhibit B to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document As ordered in Dkt. No. 155	Designated "Confidential" by plaintiffs <i>See</i> Dkt. Nos. 97, 155
Exhibit C to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document As ordered in Dkt. No. 155	Designated "Confidential" by plaintiffs <i>See</i> Dkt. Nos. 97, 155
Exhibit D to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document	Contains technical, proprietary source code, and commercial information that is confidential to Facebook, the disclosure of which would cause competitive harm to Facebook by providing direct insight into highly confidential, proprietary, and competitively sensitive aspects of Facebook's internal business processes and

Document	Portions to be Sealed	Reasons for Sealing
		strategies. <i>See</i> Declaration of Joachim De Lombaert in Support of Defendant Facebook, Inc.'s Pre-Hearing Brief ¶ 31.
Exhibit E to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document	Contains technical and commercial information that is confidential to Facebook, the disclosure of which would likely cause competitive harm to Facebook by providing direct insight into highly confidential and competitively sensitive aspects of Facebook's internal business processes and strategies. <i>See</i> Declaration of Shannon Chance in Support of Facebook's Pre-Hearing Brief ¶ 7.
Exhibit F to the Declaration of John Nadolenco in Support of Facebook's Pre-Hearing Brief	Entire document	Contains technical and commercial information that is confidential to Facebook, the disclosure of which would likely cause competitive harm to Facebook by providing direct insight into highly confidential and competitively sensitive aspects of Facebook's internal business processes and strategies. <i>See</i> Declaration of Mark Pike in Support of Facebook's Pre-Hearing Brief ¶ 18.
Facebook's Pre-Hearing Brief	Page 1, lines 2-3; Page 2, lines 3-6; Page 2, line 28 – page 3, line 1; Page 3, lines 11-12; Page 4, lines 10-19; Page 5, lines 5-6; Page 5, lines 19-20; Page 5, lines 23-24; Page 6, lines 4-9; Page 10, lines 15-18; Page 11, lines 17-18;	Plaintiffs have designation transcripts quotes as confidential. Also, contains trade secret information, including information relating to Facebook's proprietary source code, information relating to how Facebook utilizes source code to re-create simulations of historical web pages, and information relating to how Facebook

Document	Portions to be Sealed	Reasons for Sealing
	Page 11, fn.13; Page 12, lines 3-5; Page 12, lines 7-10.	compiles and stores its proprietary information <i>See</i> Declaration of Joachim De Lombaert in Support of Defendant Facebook, Inc.'s Pre-Hearing Brief ¶ 31.

IT IS SO ORDERED.

DATED: September 30, 2016



Honorable James Donato
United States District Judge